THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.Nos.5024. 5025 & 5026 of 2006

Between:

Nerella Swaroopa and others … Petitioners

And

Mandal Revenue Officer, Kamalapur,

Kamalapur Mandal, Karimnagar District

…Respondent

COMMON ORDER:

Since the issue involved in these writ petitions is one and the same, they are being heard and disposed of by a common order.

The case of the petitioners is that house site patta to an extent of 210 sq.yards in Sy.No.895/1 situate at Kamalapur Village and Mandal, Karimnagar District, in favour of each of the petitioner has been assigned by proceedings No.B/27/99-1 dt.9.1.1999. The petitioners submit that they have fulfilled the conditions imposed in the said

assignment proceedings and they have not violated any of the terms and conditions of the said assignment proceedings. It is stated that without issuing any notice about the alleged violation the respondent is threatening to dispossess the petitioners and also demolished part of the compound wall.

Heard the learned counsel for the petitioners and the learned Government Pleader appearing on behalf of the respondent.

I am not inclined to express any opinion whether the petitioners have violated any of the terms and conditions of the assignment proceedings and whether the petitioners have constructed houses or not, the respondent cannot interfere with the possession of the said houses of the petitioners without issuing any notice and without following due procedure prescribed under law. Having regard to the facts and circumstances of the case, the respondent is directed not to interfere with the possession of the petitioners and demolish or remove any structure of the petitioners without following the due procedure prescribed under law.

The writ petitions are disposed of accordingly. No order as to costs.

(V.ESWARAIAH, J.)

16.3.2006

Note: Issue copy within two days

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